

DAILY DIGEST

Vol. 16, No. 24

February 5, 1997

**Before an entry denotes that the item is part of the FCC's implementation of the 1996 Telecom Act. While we will attempt to flag all Telecom Act-related items, this marking is unofficial and informational only.

NEWS RELEASES

BUREAU ISSUES NOTICE OF MONETARY FORFEITURE OF \$20,000 TO ACE COMMUNICATIONS IN FISHERS, INDIANA (REPORT NO. CI 97-2, COMPLIANCE AND INFORMATION ACTION). The FCC's Compliance and Information Bureau (CIB), by delegated authority, issued a Notice of Monetary Forfeiture to Ace Communications for the willful and repeated violation of the Communications Act of 1934, as amended, and the Commission's rules. Action by the Chief, Compliance Division, Compliance and Information Bureau, February 4, 1997, by Notice of Forfeiture (DA 97-264). CIB Contact: Douglas Cooper at (202) 418-1160.

Internet URL: https://www.fcc.gov/Bureaus/Compliance/News_Releases/1997/nrci7003.txt

PUBLIC NOTICES

Report No: N-3-A. Released: February 5, 1997. COMMON CARRIER NETWORK SERVICES APPLICATIONS ACTIONS.

Report No: N-2-A. Released: February 5, 1997. COMMON CARRIER NETWORK SERVICES APPLICATIONS ACTIONS.

Released: February 5, 1997. TARIFF TRANSMITTAL PUBLIC REFERENCE LOG - DOMINANT CARRIERS - FEBRUARY 4.

Released: February 5, 1997. TARIFF TRANSMITTAL PUBLIC REFERENCE LOG - OPERATOR SERVICE PROVIDERS INFORMATIONAL TARIFFS - FEBRUARY 4.

Report No: 1294. Released: February 5, 1997. CABLE TELEVISION RELAY SERVICE (CARS) APPLICATIONS - RE: APPLICATIONS ACCEPTED FOR FILING.

Report No: DS-1706. Released: February 5, 1997. SATELLITE COMMUNICATIONS SERVICES ACTIONS. Internet URL: https://www.fcc.gov/Bureaus/International/Public_Notices/1997/pnin7022.txt

Report No: DS-1705. Released: February 5, 1997. SATELLITE COMMUNICATIONS SERVICES INFORMATION - RE: SATELLITE RADIO APPLICATIONS ACCEPTED FOR FILING. Internet URL: https://www.fcc.gov/Bureaus/International/Public_Notices/1997/pnin7021.txt

Report No: 43923. Released: February 5, 1997. BROADCAST ACTIONS. Internet URL: https://www.fcc.gov/Bureaus/Mass_Media/Public_Notices/Brdcst_Actions/ac970205.txt

Released: February 5, 1997. BROADCAST STATION TOTALS AS OF JANUARY 31, 1997. Internet URL: https://www.fcc.gov/Bureaus/Mass_Media/Public_Notices/pnmm7016.txt

Report No: 23923. Released: February 5, 1997. BROADCAST APPLICATIONS. Internet URL: https://www.fcc.gov/Bureaus/Mass_Media/Public_Notices/Brdcst_Applications/ap970205.txt

Released: February 5, 1997. APPLICATION FOR TRANSFER OF CONTROL BETWEEN INFINITY BROADCASTING CORPORATION AND WESTINGHOUSE ELECTRIC CORP. (FILE NOS. BTC, BTCH, BTCFTB-960722GE THROUGH 960722A4).

Released: February 5, 1997. TARIFF TRANSMITTAL PUBLIC REFERENCE LOG - NON DOMINANT CARRIERS - FEBRUARY 4.

Report No: NCS-97-19-A. Released: February 5, 1997. WIRELESS NARROWBAND BRANCH INFORMATION.

Report No: NCS-97-19. Released: February 5, 1997. WIRELESS NARROWBAND COMMERCIAL RADIO SERVICE INFORMATION - PUBLIC MOBILE SERVICES - RE: APPLICATIONS ACCEPTED FOR FILING. Internet URL: https://www.fcc.gov/Bureaus/Wireless/Public_Notices/1997/pnwl7032.txt

TEXTS

ACE COMMUNICATIONS. Ordered Ace Communications to forfeit \$20,000 for the willful and repeated violation of Section 302(b) of the Communications Act of 1934, as amended, and repeated violation of Section 302(b) of the Act and Section 2.803 of the Commission's rules. Action by Chief, Compliance Division, Compliance and Information Bureau. Adopted: February 4, 1997. by Notice of Forfeiture. (DA No. 97-264). CIB

COMCAST CABLE COMMUNICATIONS. Issued letter regarding Comcast Cable Communication's FCC Form 1240 submissions for August 1, 1996; found that Comcast calculated its inflation adjustment factor consistent with the Commission's rules, however Comcast made a good faith mistake in using wrong inflation factor for such adjustment; waived the provision in the FCC 1240 instructions requiring the use of the Commission released inflation factor for the Comcast filed FCC Form 1240s for August 1, 1996; allowed Comcast to correct its excess inflation during the true-up process of its next 1240 filing. Action by Chief, Cable Services Bureau. Adopted: February 5, 1997. by Letter. (DA No. 97-268). CSB Internet URL: <https://www.fcc.gov/Bureaus/Cable/Orders/1997/da970268.txt>

TCI CABLEVISION OF COLORADO, INC. Denied the complaint filed against the rates charged by TCI Cablevision of Colorado, Inc. for cable programming services tier in Boulder, Colorado. Action by Chief, Financial Analysis and Compliance Division, Cable Services Bureau. Adopted: January 31, 1997. by Order. (DA No. 97-236). CSB Internet URL: <https://www.fcc.gov/Bureaus/Cable/Orders/1997/da970236.txt>

CABLEVISION SYSTEMS OF SOUTHERN CONNECTICUT, L.P. Granted complaints filed against the rate charged by Cablevision Systems of Southern Connecticut, L.P., for cable programming services tier in Bridgeport, Stratford and Fairfield, Connecticut. Action by Chief, Financial Analysis and Compliance Division, Cable Services Bureau. Adopted: January 30, 1997. by Order. (DA No. 97-228). CSB Internet URL: <https://www.fcc.gov/Bureaus/Cable/Orders/1997/da970228.txt>

THE VACATION CHANNEL, INC. V. RURAL MISSOURI CABLE TV, INC./GEP, INC. Granted the respective petitions filed by Rural Missouri Cable TV, Inc. ("Missouri Cable"), a cable operator, and by GEP, Inc., a low power television station, each seeking to withdraw its petition for reconsideration of the Cable Services Bureau's decision granting The Vacation Channel Inc.'s request for mandatory carriage on Missouri Cable's system serving Branson, Missouri. Action by Chief, Consumer Protection and Competition Division,

Cable Services Bureau. Adopted: January 31, 1997. by Order. (DA No. 97-237). CSB Internet URL: <https://www.fcc.gov/Bureaus/Cable/Orders/1997/da970237.txt>

CHESTER, SC. Granted Motion for Summary Decision, filed January 10, 1997, by Chester Broadcasting Company, Inc., licensee of AM station WGCD, and resolved three issues in Chester's favor; granted Chester's renewal application for WGCD(AM). Dkt No.: MM- 96-169. Action by Administrative Law Judge John M. Frysiaak. Adopted: February 3, 1997. by Summary Decision. (FCC No. 97D-02). MMB

ANCHORAGE, AK. Ruled in the matter of liability of KTBV, Inc., licensee of KTBV(TV), Anchorage, Alaska, for a forfeiture. Action by Chief, Mass Media Bureau. Adopted: February 3, 1997. by MO&O & Forf. Order. (DA No. 97-258). MMB Internet URL: <https://www.fcc.gov/Bureaus/Mass Media/Orders/1997/da970258.txt>

ADDENDA: The following items, released February 4, 1997, did not appear in Digest No. 23:

NEWS RELEASES

"COMMISSION REVISES CABLE TELEVISION LEASED COMMERCIAL ACCESS RULES; ADOPTS AVERAGE IMPLICIT FEE FORMULA -- CS DOCKET NO. 96-60, (REPORT NO. CS 97-5, ACTION IN DOCKET CASE). The Commission has adopted an order (FCC 97-27) revising its cable commercial leased access rules. Action by the Commission January 31, 1997, by Order (FCC 97-27) . News Media Contact: Morgan Broman (202) 418-2358. CSB Contact: Rick Chesson at (202) 418-7200."

INTERNATIONAL BUREAU PUTS HANDBOOK ON PROCEDURES FOR CERTIFICATION OF TELECOMMUNICATIONS EQUIPMENT IN THE NIS AND THE BALTICS ON INTERNATIONAL BUREAU HOME PAGE. The International Bureau placed the handbook on procedures for certification of telecommunications equipment in the New Independent States (NIS) on its home page, at <https://www.fcc.gov/ib/td/md/nis/>. Report No: IN 97-3. IB. Internet URL: <https://www.fcc.gov/Bureaus/International/News Releases/1997/nrin7002.txt>

PUBLIC NOTICES

Report No: 1923. Released: February 4, 1997. WIRELESS TELECOMMUNICATIONS BUREAU WEEKLY RECEIPTS AND DISPOSALS.

SPEECHES

"" THE 1996 TELECOM ACT -- ONE YEAR LATER"" - REMARKS OF COMMISSIONER SUSAN NESS BEFORE THE ATLANTA CHAPTER OF THE FEDERAL COMMUNICATIONS BAR ASSOCIATION, ATLANTA, GEORGIA, FEBRUARY 4, 1997. Internet URL: " <https://www.fcc.gov/Speeches/Ness/spsn702.txt>

TEXTS

"PART 68 WAIVER REQUEST OF NORTHERN TELECOM . Granted, to the extent stated, Northern Telecom's request for waiver of Section 68.312(k) of the Commission's rules so that it may register, under Part 68 of the Commission's Rules, three devices that detect the presence of a stutter dial tone. Action by Chief, Network Services Division, Common Carrier Bureau. Adopted: January 31, 1997. by Order. (DA No. 97-261). CCB Internet URL: " https://www.fcc.gov/Bureaus/Common_Carrier/Orders/1997/da970261.txt

RFW, INC. Granted in part a request for waiver of Section 24.711(a)(2) of the Commission's rules filed by R.F.W., Inc., the winning bidder in Market B230 in the Broadband C Block Personal Communications Services. Action by Chief, Wireless Telecommunications Bureau. Adopted: February 4, 1997. by Order. (DA No. 97-254). WTB Internet URL: <https://www.fcc.gov/Bureaus/Wireless/Orders/1997/da970254.txt>

MFRI, INC. Granted in part a request for waiver of Section 24.711(a)(2) of the Commission's rules filed by MFRI, Inc., the winning bidder in Market B435 in the Broadband C Block Personal Communications Services. Action by Chief, Wireless Telecommunications Bureau. Adopted: February 4, 1997. by Order. (DA No. 97-255). WTB Internet URL: <https://www.fcc.gov/Bureaus/Wireless/Orders/1997/da970255.txt>

THE WIRELESS, INC. Granted in part a request for waiver of Section 90.811 of the Commission's rules filed by The Wireless, Inc., the winning bidder for one Major Trading Area market in the 900 MHz Specialized Mobile Radio service. Action by Chief, Wireless Telecommunications Bureau. Adopted: February 4, 1997. by Order. (DA No. 97-251). WTB Internet URL: <https://www.fcc.gov/Bureaus/Wireless/Orders/1997/da970251.txt>

CENKAN TOWERS, L.L.C. Granted in part a request for waiver of Section 90.811 of the Commission's rules filed by Cenkan Towers, L.L.C., the winning bidder for five Major Trading Area markets in the 900 MHz Specialized Mobile Radio service. Action by Chief, Wireless Telecommunications Bureau. Adopted: February 4, 1997. by Order. (DA No. 97-247). WTB Internet URL: <https://www.fcc.gov/Bureaus/Wireless/Orders/1997/da970247.txt>

CSS COMMUNICATIONS, CO. Granted in part a request for waiver of Section 90.811 of the Commission's rules filed by CSS Communications, Co., a winning bidder for three Major Trading Area markets in the 900 MHz Specialized Mobile Radio service. Action by Chief, Wireless Telecommunications Bureau. Adopted: February 4, 1997. by Order. (DA No. 97-245). WTB Internet URL: <https://www.fcc.gov/Bureaus/Wireless/Orders/1997/da970245.txt>

INDEPENDENCE EXCAVATING, INC. Granted in part a request for waiver of Section 90.811 of the Commission's rules filed by Independence Excavating, Inc., the winning bidder for one Major Trading Area market in the 900 MHz Specialized Mobile Radio service. Action by Chief, Wireless Telecommunications Bureau. Adopted: February 4, 1997. by Order. (DA No. 97-249). WTB Internet URL: <https://www.fcc.gov/Bureaus/Wireless/Orders/1997/da970249.txt>

HICKORY TELEPHONE COMPANY, INC. Granted in part a request for waiver of Section 90.811 of the Commission's rules filed by Hickory Telephone Company, Inc., the winning bidder for one Major Trading Area market in the 900 MHz Specialized Mobile Radio service. Action by Chief, Wireless Telecommunications Bureau. Adopted: February 4, 1997. by Order. (DA No. 97-250). WTB Internet URL: <https://www.fcc.gov/Bureaus/Wireless/Orders/1997/da970250.txt>

ROBERTS-ROBERTS & ASSOCIATES, LLC. Granted in part a request for waiver of Section 24.711(a)(2) of the Commission's rules filed by Roberts-Roberts & Associates, LLC, the winning bidder for six Basic Trading Area markets in the Broadband C Block Personal Communications Services. Action by Chief, Wireless Telecommunications Bureau. Adopted: February 4, 1997. by Order. (DA No. 97-252). WTB Internet URL: <https://www.fcc.gov/Bureaus/Wireless/Orders/1997/da970252.txt>

WIRELESS TELECOMMUNICATIONS COMPANY. Granted in part a request for waiver of Section 24.711(a)(2) of the Commission's rules filed by Wireless Telecommunications Company, the winning bidder in Market

B411 in the Broadband C Block Personal Communications Services. Action by Chief, Wireless Telecommunications Bureau. Adopted: February 4, 1997. by Order. (DA No. 97-256). WTB Internet URL: <https://www.fcc.gov/Bureaus/Wireless/Orders/1997/da970256.txt>

SOUTHERN COMMUNICATIONS SYSTEMS, INC. Granted in part a request for waiver of Section 24.711(a) (2) of the Commission's rules filed by Southern Communications Systems, Inc., the winning bidder in market number B085 in the Broadband C Block Personal Communications Services. Action by Chief, Wireless Telecommunications Bureau. Adopted: February 4, 1997. by Order. (DA No. 97-253). WTB Internet URL: <https://www.fcc.gov/Bureaus/Wireless/Orders/1997/da970253.txt>

ELECTRONIC SMR COMMUNICATION SERVICES. Granted in part a request for waiver of Section 90.811 of the Commission's rules filed by Electronic SMR Communication Services, winning bidder for four Major Trading Area markets in the 900 MHz Specialized Mobile Radio service. Action by Chief, Wireless Telecommunications Bureau. Adopted: February 4, 1997. by Order. (DA No. 97-248). WTB Internet URL: <https://www.fcc.gov/Bureaus/Wireless/Orders/1997/da970248.txt>

AMK INTERNATIONAL, INC./MOBILECALL, INC. Granted in part requests for waiver of Section 90.811 of the Commission's rules filed by AMK International, Inc. and Mobilecall, Inc., the winning bidders for three Major Trading Area markets in the 900 MHz Specialized Mobile Radio Service. Action by Chief, Wireless Telecommunications Bureau. Adopted: February 4, 1997. by Order. (DA No. 97-246). WTB Internet URL: <https://www.fcc.gov/Bureaus/Wireless/Orders/1997/da970246.txt>

LONGSTREET COMMUNICATION INTERNATIONAL, INC. Granted in part a request for waiver of Section 24.711(a)(2) of the Commission's rules filed by Longstreet Communication International, Inc., the winning bidder in Market 012 in the Broadband C Block Personal Communications Services. Action by Chief, Wireless Telecommunications Bureau. Adopted: February 4, 1997. by Order. (DA No. 97-257). WTB Internet URL: <https://www.fcc.gov/Bureaus/Wireless/Orders/1997/da970257.txt>

ADDENDA: The following items, released February 3, 1997, did not appear in Digest No. 22:

PUBLIC NOTICES

Released: February 3, 1997. SECTION 214 APPLICATIONS ACCEPTED FOR FILING (NETWORK SERVICES DIVISION, COMMON CARRIER BUREAU).

ADDENDA: The following items, released January 30, 1997, did not appear in Digest No. 20:

NEWS RELEASES

RAY WHITE NAMED SPECIAL ASSISTANT TO MASS MEDIA BUREAU CHIEF. OMD.

ADDENDA: The following items, released January 28, 1997, did not appear in Digest No. 18:

PUBLIC NOTICES

Report No: 1922. Released: January 28, 1997. WIRELESS TELECOMMUNICATIONS BUREAU WEEKLY RECEIPTS AND DISPOSALS.